

### **REMARKS**

Claims 1-24 and 34-61 have been cancelled without prejudice. Claims 62-79 have been withdrawn without prejudice.

The Office Action required restriction under 35 U.S.C. 121 to one of the following inventions:


- I. Claims 25-33, drawn to a method of organic tissue ablation, classified in class 128, subclass 898.
- II. Claims 62-70, drawn to a method of heart tissue ablation, classified in class 128, subclass 898.
- III. Claims 71-79, drawn to a method of organic tissue ablation using ionic fluid, classified in class 128, subclass 898.

In response, applicants elect Invention I, Claims 25-33, for prosecution. This election requirement is traversed on the basis that the applicants respectively disagree that there would be a serious burden on the examiner for searching the art if the restriction was not required. Applicants note that, upon allowance of a generic claim, a reasonable number of species claims may be recaptured. Applicants reserve the right to file continuing application(s) on the subject matter of the non-elected species.

If the Examiner comes to believe that a telephone conversation may be useful in addressing any remaining open issues in this case, the Examiner is urged to contact the undersigned agent at 763-391-9867.

Please charge any additional required fees or credit any overpayment to Deposit Account No. 13-2546.

Date 12/15/06

By   
James R. Keogh  
Reg. No. 44,824  
MEDTRONIC, INC.  
710 Medtronic Parkway  
Minneapolis, MN 55432  
Tel. 763.391.9867  
Fax. 763.391.9668  
Customer No.: 27581